

## **EXHIBIT B**

1

2

DATE: 10/18/2013

3

START TIME: 14:42:18 EDT

4

DURATION: 03:58:20

5

PARTICIPANTS: DR. MIRILASHVILI

6

AUGUSTIN CRUZ

7

CONFIDENTIAL INFORMANT

8

a/k/a CS

9



1 [BEGINNING OF CONVERSATION]

2 Audio 3:37:50

3 [UNDERLINED WORDS SPOKEN IN ENGLISH]

4 [BACKGROUND CONVERSATION]

5 [PHONE RINGS]

6 CS: [CLEAR THROAT]

7 AUGUSTIN : La Antigua, Jose. [UNINTELLIGIBLE] Jose, come in.  
8 Speak English right ?

9 CS: A little.

10 AUGUSTIN: [UNINTELLIGIBLE]

11 DR. MIRILASHVILI: Okay Mr. Jose, lets see [UNINTELLIGIBLE] Okay Mr.  
12 Jose. When I saw you the last time [COUGHS] you were  
13 complaining your lower back lower extremity pains

14 AUGUSTIN: Is your back still hurting you?

15 CS: No, it's not hurting me anymore.

16 DR. MIRILASHVILI: Just ask him exactly what I told you.

17 AUGUSTIN: Uh-huh!

18 DR. MIRILASHVILI: Last time when I saw him he was complaining lower back  
19 pain.

20 AUGUSTIN: When he saw you the other times you were telling him that  
21 your back was hurting you?

22 CS: Yes but...

1 [VOICES OVERLAP]

2 DR. MIRILASHVILI: Oxycodone, thirty milligrams, three times a day.

3 AUGUSTIN: He was giving you some little pills.

4 CS: Yes.

5 AUGUSTIN: Three times a day.

6 DR. MIRILASHVILI: Also he's receiving Neurotin, one hundred milligrams,  
7 twice a day.

8 AUGUSTIN: And the other pill you're taking.

9 DR. MIRILASHVILI: Elavil, ten milligrams, twice a day.

10 AUGUSTIN: The other one is smaller.

11 CS: Yes.

12 DR. MIRILASHVILI: And Roboxin, seven fifty, twice a day.

13 AUGUSTIN: And the other one? Twice a day.

14 DR. MIRILASHVILI: How much is his lower back pain after he took his  
15 medication.

16 AUGUSTIN: How much you back pain is before you take the pills [  
17 PAUSE] From one to ten?

18 DR. MIRILASHVILI: Zero no pain, one, two, three little pain.

19 CS: No pain.

20 DR. MIRILASHVILI: No pain, thank you. Any side effects, itching, nausea,  
21 constipation?

|

1 AUGUSTIN: Does it makes you vomit, or go to the bathroom, nothing?

2 CS: No, no. [COUGHS]

3

4 DR. MIRILASHVILI: The medication gives you comfortable for twenty four  
5 hours?

6 AUGUSTIN: The pills take away the pain for twenty, one day?

7 CS: Yes.

8 DR. MIRILASHVILI: I gave you a referral to see an orthopedic doctor,  
9 hydrotherapy, interventional pain management doctor. Are you  
10 able to use my referrals?

11 AUGUSTIN: He gave you some papers so you could, could go  
12 swimming and all the stuff. Did you go do all those stuff or you  
13 didn't?

14 CS: I didn't have time. For December, like two months.

15 AUGUSTIN: He said he didn't have any time to get over there and take  
16 care of that stuff.

17 DR. MIRILASHVILI: What he said he has no time?

18 AUGUSTIN: You have no time or you have no money?

19 CS: No, because of work.

20 AUGUSTIN: Oh, he said he didn't have anytime because  
21 they...[STUTTERS] his job.

22 CS: Until vacation come.

23 AUGUSTIN: Do you need vacation to go over there?

|

1 CS: Yes, when they give me vacation.

2

3

4

5 DR. MIRILASHVILI: This is for your benefits. Why do you think I'm giving you  
6 these referrals. I want to just waste my time and your time? I Want  
7 the what [UNINTELLIGIBLE] I want, I want to know if they can  
8 remove the cause of your pain. And I want to know if you're  
9 rebuilding your muscles ligaments.

10 AUGUSTIN: He wants you to go over there, [PAUSE] to swim and then  
11 they will call him and then they call him and tell him this part is  
12 fine and the case and all that.

13 [VOICES OVERLAP]

14 CS: Oh okay. [UNINTELLIGIBLE]

15 [VOICES OVERLAP]

16 AUGUSTIN: You have to take vacation so you can do all of that.

17 CS: Okay.

18 DR. MIRILASHVILI: Walk, Turn around, walk [UNINTELLIGIBLE]

19 AUGUSTIN: Are you sure that [UNINTELLIGIBLE]

20 DR. MIRILASHVILI: [UNINTELLIGIBLE] to the right side, to the left side.  
21 [UNINTELLIGIBLE]. Stand on your heels, on your toes, squat,  
22 squat. Take off your [UNINTELLIGIBLE] please.

23 CS: [UNINTELLIGIBLE]

1 DR. MIRILASHVILI: Try this

2 CS: [UNINTELLIGIBLE]

3 DR. MIRILASHVILI: Pain? [UNINTELLIGIBLE]

4 CS: No.

5

6 DR. MIRILASHVILI: You have pain, pain here, right? Yes or no?

7 AUGUSTIN: Do you have pain there?

8 CS: No.

9 DR. MIRILASHVILI: No?

10 AUGUSTIN: It doesn't hurt?

11 DR. MIRILASHVILI: No pain? No pain?

12 CS: No.

13 DR. MIRILASHVILI: No pain?

14 CS: No.

15 DR. MIRILASHVILI: Okay. Thank you.

16 CS: Thank you.

17 DR. MIRILASHVILI: [UNINTELLIGIBLE]

18 CS: [UNINTELLIGIBLE]

19 DR. MIRILASHVILI: Thank you, good man.

|

1 CS: [LAUGHS] [COUGHS]

2 DR. MIRILASHVILI: Muy bien, which pharmacy you want to go?

3 CS: Ah Queens ?

4 DR. MIRILASHVILI: Queens?

5 CS: Yes.

6 DR. MIRILASHVILI: MANA.

7 CS: Yes.

8 DR. MIRILASHVILI: [UNINTELLIGIBLE]

9 CS: Yes.[COUGHS]

10 DR. MIRILASHVILI: What type of job are you doing? What type of work you  
11 do?

12 CS: Parking.

13 DR. MIRILASHVILI: Parking?

14 CS: Yeah. [COUGHS]

15 DR.MIRILASHVILI: Alright sir, thank you very much. Get well soon. Blessings!

16 CS: Bye- bye.

17 AUGUSTIN: Thank you.

18 CS: [UNINTELLIGIBLE] Urine and from the therapy.

19 AUGUSTIN: Okay.



1 CS: I'm going to leave it in the garbage for you.

2 AUGUSTIN: Okay.

3 [BEEPING SOUND]

4 [TOILET FLUSHING SOUND]

5

6

7 CS: Okay, I left it there, next to the garbage.

8 [BACKGROUND CONVERSATION]

9 [PHONE RINGS]

10 [END OF CONVERSATION]

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DATE: 11/20/2013

3

START TIME: 0812 EDT

4

DURATION: 00:46:19

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PARTICIPANTS: DR. MIRILASHVILI

6

CONFIDENTIAL INFORMANT

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a/k/a CS

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2

[BEGINNING OF CONVERSATION]

3

[CONVERSATION IN ENGLISH]

4

[UNDERLINED WORDS SPOKEN IN SPANISH]

5

27:59

6

CS: [UNINTELLIGIBLE] Cold.

7

DR. MIRILASHVILI: Cold? Yeah.

8

CS: Sore throat.

9  
10

DR. MIRILASHVILI: Ay, ay! Aright, you're taking medication from us. The  
urine test is okay. Pay for your visit. Please. Pay for your visit.

11

CS: Yeah.

12

[LONG PAUSE]

13

DR. MIRILASHVILI: This is your receipt .Thank you very much.

14  
15

CS: Thank you. [CLEARS THROAT] is very good there. A lot  
of money, sick.

16

DR. MIRILASHVILI: Yeah. Very, very money.

17  
18

CS: And my father last, last month with the [PAUSE] business  
[UNINTELLIGIBLE] three hundred and two twenty. Yeah.

19  
20  
21  
22  
23

DR. MIRILASHVILI: Okay, Mr. Jose when I see you the last time you were  
complaining of you [PAUSE] lower back lower extremity pain,  
right? You are receiving yours Oxycodone, thirty milligrams, three  
times a day. Also you're receiving your Neurontin, hundred  
milligrams, twice a day. Elavil, ten milligram twice a day.

1 Robaxin, seven fifty, twice a day..

2 CS: Yeah.

3 DR. MIRILASHVILI: How much is your lower back pain Mr. Jose after you took  
4 your medication?

5 CS: Little [STUTTERS]

6 DR. MIRILASHVILI: Zero[PHONETIC]?

7 CS: Yeah.

8 DR. MIRILASHVILI: Zero, You have no pain? Any side effects, itching, nausea,  
9 constipation?

10 CS: No, no. [PAUSE] Only my car is no good. You change the  
11 pharmacy is too[PAUSE] very too much for me no car for Queens.  
12 No in the Manhattan?

13 DR. MIRILASHVILI: Okay, sure. Any pharmacy you want.

14 CS: Oh okay, alright, thank you.

15 DR. MIRILASHVILI: No problem.

16 CS: Okay. You know to cross the bridge.

17 DR. MIRILASHVILI: No problem.

18 CS: [UNINTELLIGIBLE] Thank you, thank you. [COUGHS]

19 DR. MIRILASHVILI: Did you use my referral? Did you see orthopedic doctor,  
20 Hydrotherapy, Physical therapy?

21 CS: Yeah, yeah.

22 DR. MIRILASHVILI: What the orthopedic doctor told you about your problem?

1 CS: They, them, um, the, eh [UNINTELLIGIBLE]

2 DR. MIRILASHVILI: Okay.

3 CS: Yeah.

4 DR. MIRILASHVILI: What he told you after he examined you, what he  
5 told you about your lower back?

6 CS: He said next year for the surgery for me. [PAUSE] The next year.

7 DR. MIRILASHVILI: You saw orthopedic doctor, bone doctor?

8 CS: Yeah, yeah.

9 DR. MIRILASHVILI: What he told you about your lower back problem sir?  
10 [PAUSE] You need the operation he said.

11 CS: Yes, by the next year.

12 DR. MIRILASHVILI: Next year?

13 [VOCES OVERLAP]

14 CS: [UNINTELLIGIBLE] vacation, between January and February.

15 DR. MIRILASHVILI: Right, so he wants to do the surgery?

16 CS: Yeah.

17 DR. MIRILASHVILI: On the lower back?

18 CS: Yes.

19 DR. MIRILASHVILI: correct?

20 CS: Yeah.

|

1 DR. MIRILASHVILI: Thank you.

2 CS: Sorry for my English sir too little.

3 DR. MIRILASHVILI: Your English is very well.

4 CS: [LAUGHS] No problem. [COUGHS]

5 DR. MIRILASHVILI: Are you doing hydrotherapy in the swimming pool,  
6 exercises?

7 CS: [UNINTELLIGIBLE] in my house. But [PAUSE]

8 DR. MIRILASHVILI: Okay, okay. [PAUSE] Okay, stand up here. Let me  
9 examine you. Walk, walk please. [PAUSE] turn around, walk  
10 again please. Turn around. Bend over please. [PAUSE] Good.  
11 Give me the hands. Give me the hands. Come, come, come. Stand  
12 on your heels, on your toes. Squat as much you can, squat. Good,  
13 good. Is

14 [VOICES OVERLAP]

15 CS: [UNINTELLIGIBLE] a little much pain in here.

16 DR. MIRILASHVILI: Bend over, bend over, Pain? [PAUSE] Yes?

17 CS: Just a little.

18 DR. MIRILASHVILI: A little, pain?

19 CS: A little bit.

20 DR. MIRILASHVILI: Pain?

21 CS: No.

22 DR. MIRILASHVILI: Alright, seat down. You need more exercise Mr. Jose.

|

1 CS: [GIGGLES] Alright.

2 DR. MIRILASHVILI: Go to swimming pool. You need to take medication.  
3 Okay? With the doctor we'll decide if you do the surgery. Bring  
4 me report.

5 CS: Okay.

6 DR. MIRILASHVILI: We'll read report together. If it's necessary I'll send you for  
7 second opinion.

8 CS: Alright. Thank you.

9 DR. MIRILASHVILI: One moment, one moment. Which pharmacy?

10 CS: [RUSTLING SOUND] [UNINTELLIGIBLE]

11 DR. MIRILASHVILI: I've got thousand pharmacies. I don't know which area  
12 you're looking for.

13 CS: [UNINTELLIGIBLE].

14 DR. MIRILASHVILI: Yeah. Where in Manhattan are going, downtown  
15 Manhattan, middle Manhattan?

16 CS: Downtown.

17 DR. MIRILASHVILI: Downtown.

18 CS: Downtown, yes.

19 DR. MIRILASHVILI: Is it Broadway okay?

20 CS: Yes. [UNINTELLIGIBLE] Broadway [STATIC NOISE]  
21 [CLEARS THROAT]

22 DR. MIRILASHVILI: Three seven [STATIC NOISE] Broadway [PHONETIC]

1 CS: [UNINTELLIGIBLE] Perfect. Okay.

2 [BACKGROUND CONVERSATION]

3 DR. MIRILASHVILI: Okay, Address and phone number.

4 CS: Alright, thank you.

5 DR. MIRILASHVILI: Thank you very much. Thank you very much.

6 CS: Welcome.

7 [BACKGROUND CONVERSATION]

8

9 [CS ON A PHONE CALL: [COUGHS] [SPITS] Big  
10 [UNINTELLIGIBLE] okay. Alright, see  
11 you.]

12 [END OF CONVERSATION]

13